

Message Text

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14

ACTION EUR-12

INFO OCT-01 ISO-00 SS-15 L-03 CU-02 SAM-01 USIA-06 OES-03

HEW-02 OPR-02 /047 W

----- 007755

P 051016Z NOV 75

FM AMEMBASSY MADRID

TO SECSTATE WASHDC PRIORITY 3527

C O N F I D E N T I A L MADRID 7704

E.O. 11652: GDS

TAGS: TGEN, SP

SUBJ: SUPPLEMENTARY AGREEMENT ON EDUCATIONAL AND CULTURAL
COOPERATION (SPANISH BASE NEGOTIATIONS)

FOR POWELL, EUR/WE

REF: MADRID 7463, 7649, 7651

1. AN INFORMAL ANALYSIS OF THE SPANISH COUNTER -PROPOSAL FOR THE
SUPPLEMENTARY AGREEMENT FOR EDUCATIONAL AND CULTURAL COOPERATION
IS HERewith SUBMITTED. THIS IS BASED ON THE EXPLANATIONS AND
OBSERVATIONS MADE BY THE DIRECTOR GENERAL OF CULTURAL RELATIONS
UPON DELIVERY OF THE SPANISH TEXT TO THE PAO.

A) TITLE OF THE COMMITTEE - THE SPANISH COUNTER-PROPOSAL
DESIGNATES IT AS THE JOINT COMMITTEE FOR EDUCATION, SCIENTIFIC
AND CULTURAL AFFAIRS. THE WORD "SCIENTIFIC" HAS PURPOSELY -
EVEN POINTEDLY - BEEN ADDED, APPARENTLY SO AS NOT TO CEDE
ALL SCIENCE CONSIDERATION TO THE SCIENCE AND TECHNOLOGY SUPPLE-
MENTAL.

B) THE WORD "SCIENTIFIC" IS THEN USED THROUGHOUT THE ARTICLES
IN COMBINATION WITH "EDUCATION.....CULTURAL" WHEREVER THE
TERMS OCCUR.

C) ARTICLE 1 OF THE COUNTER-PROPOSAL IS VAGUE IN CITING
"LEGISLATIVE REQUIREMENTS" AS COMPARED TO U.S. VERSION, ALSO
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ARTICLE 1.

D) ARTICLE 2 SETS FORTH THE SPECIFIC AMOUNT OF 3 MILLION DOLLARS AS THE ANNUAL FUNDING TO BE MADE FOR THIS JOINT COMMITTEE DISPOSITION. THIS AGAIN WOULD SEEM TO BE FOR THE PURPOSE OF PREVENTING SCIENCE AND TECHNOLOGY FROM PREEMPTING TOO MUCH OF WHATEVER FUNDING RESULTS.

E) THE DIRECTOR GENERAL OF THE OFFICE OF CULTURAL RELATIONS STATED THAT THE PURPOSE OF THE EXPANSION OF THE U.S. VERSION INTO 14 ARTICLES WAS TO EXPRESS MORE PRECISELY THE RESPONSIBILITIES AND AREAS OF ACTION WITH WHICH THE COMMITTEE WOULD BE CONCERNED. IT WISHED TO INDICATE ITS KEEN INTEREST IN SUPPORTING "PURE SCIENCE" STUDIES AND EVEN SOME PROJECTS BUT WILL NOT INTEREST ITSELF IN "APPLIED SCIENCE" SCHOLARSHIPS OR GROUP PROJECTS OF TECHNOLOGICAL CONSIDERATIONS OR INDUSTRIAL APPLICATIONS OF SCIENTIFIC STUDIES.

F) THE SPANISH COUNTER-PROPOSAL SPECIFICALLY MENTIONS THE COMMITTEE'S AUTHORITY TO DEVELOP GROUP OR TEAM TRAVEL IN SUPPORT OF APPROVED PROJECTS AND FURTHER STIPULATES THAT THIS CAN BE SHORT AS WELL AS LONG TERM.

G) ARTICLE 3 THEN IS A SUMMARY OF THE PRINCIPAL FUNCTIONS AS THEY ARE NOW CONCEIVED BY GOS OF THE JOINT CMXHITTEE.

H) ARTICLE 4, IT WAS EXPLAINED, IS A PRO FORMA DECLARATION CHARACTERISTIC OF SPANISH AGREEMENTS.

I) ARTICLE 5 FORMALIZES THE METHOD OF ESTABLISHING PRIORITIES AND SUBSEQUENT PROJECTS WITHIN THE JOINT COMMITTEE FUNCTION.

J) ARTICLES 6 AND 7 DERIVE FROM ARTICLE 2 OF THE U.S. PROPOSAL.

K) ARTICLES 8 AND 9 DERIVE FROM ARTICLE 3 OF THE U.S. PROPOSAL.

L) ARTICLE 10 DERIVES FROM ARTICLE 5 OF THE U.S. PROPOSAL.

M) ARTICLE 11 IS A SPANISH ADD-ON TO GUARANTEE BROAD SELECTION OF PEOPLE AND AREAS OF STUDY TO "KEEP THE INTEGRITY" OF THE PROGRAM.

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N) ARTICLE 12 DERIVES FROM ARTICLE 4 OF THE U.S. PROPOSAL.

O) ARTICLE 13 SEEKS TO INSURE THAT ONLY PROPER REPRESENTATIVES OF MAFA AND THE DEPARTMENT OF STATE WILL BE CONCERNED WITH THE ALLOCATION OF FUNDS MADE AVAILABLE TO THIS JOINT COMMITTEE. (NOTE: ALTHOUGH THE PRESENT 3-MEMBER COMMITTEE STRUCTURE FOR ADMINISTERING CULTURAL AND EDUCATIONAL PROGRAM CONTAINS A

REPRESENTATIVE FROM THE MINISTRY OF EDUCATION AND SCIENCE, AND THERE IS NO COMPLAINT LODGED AGAINST THIS PROCEDURE, THE SENSE OF THE ARTICLE SEEMS TO BE TO INSURE THAT NO MINISTRY OR ENTITY OTHER THAN MFA AND DEPARTMENT OF STATE CAN DICTATE THE USE OF THESE FUNDS.)

P) ARTICEL 14 - SAME AS ARTICLE 6 OF U.S. PROPOSAL.

2. THERE IS MORE THAN A HINT OF JURISDICTIONAL FRICTION IN THE LANGUAGE AND IMPLICATIONS OF SOME OF THE ARTICLES. THIS FRICTION, EVIDENCED BY A LACK OF ANY SUBSTANTIAL DEGREE OF COORDINATION, WOULD SEEM TO EXIST BETWEEN THE CULTURAL RELATIONS AND THE TECHNICAL COOPERATION DIRECTORATES OF THE MFA. ALSO THERE HAS BEEN LITTLE COORDINATION BETWEEN THE MINISTRIES OF FOREIGN AFFAIRS AND OF EDUCATION AT THE DRAFTING LEVEL OF THIS DOCUMENT.

3. AT NO POINT IN THE COUNTER-PROPOSAL IS THERE MENTION OF THE ROLE OF THE U.S./SPANISH "COUNCIL" AND HOW THE JOINT COMMITTEE RELATES TO IT.

4. THE DIRECTOR GENERAL ATTRIBUTED THE DELAY OF SUBMISSION OF THE SPANISH COUNTER-PROPOSAL TO THE CURRENT SITUATION IN SPAIN AND THE DIFFICULTY IN REACHING CLEARING AUTHORITIES. IT IS UNDERSTOOD THAT CLEARANCE OF THE TEXT WAS AT SUB-SECRETARY LEVEL ALTHOUGH THE SUBSTANCE WAS CLEARED WITH THE MINISTER.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, NEGOTIATIONS, EDUCATIONAL & CULTURAL EXCHANGE, MILITARY BASE AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 05 NOV 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ElyME
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975MADRID07704
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750384-0209
From: MADRID
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19751172/aaaacmup.tel
Line Count: 142
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 75 MADRID 7463
Review Action: RELEASED, APPROVED
Review Authority: ElyME
Review Comment: n/a
Review Content Flags:
Review Date: 18 JUN 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <18 JUN 2003 by MartinML>; APPROVED <29 OCT 2003 by ElyME>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SUPPLEMENTARY AGREEMENT ON EDUCATIONAL AND CULTURAL COOPERATION (SPANISH BASE NEGOTIATIONS)
TAGS: TGEN, MARR, SP, US
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006